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COPY MAILED**DEC 23 2008****OFFICE OF PETITIONS**

In re Application of :
Maeda, et al. : LETTER REGARDING PTA
Application No. 10/006,265 :
Filed: December 3, 2001 :
Atty. Dkt. No.: 14875- :
096001/C2-105DP1P :
:

This letter is in response to the "LETTER REGARDING PATENT TERM ADJUSTMENT," filed July 10, 2008. The Office thanks applicants for their good faith and candor in bringing this to our attention.

The Determination of Patent Term Adjustment mailed April 11, 2008 indicated that the above-identified application was entitled to a patent term adjustment ("PTA") of 401 days. Applicants indicate that this adjustment appears to be longer than appropriate because the Office neglected to assess a reduction in connection with the RCE filed June 21, 2006 and the IDS filed July 14, 2006. The issue fee was received July 10, 2008.

The correct Patent Term Adjustment ("PTA") at the time of the allowance is 286 days.

As reflected in the Determination of Patent Term Adjustment mailed April 11, 2008, an adjustment of 679 days can be attributed to the Office in accordance with 37 CFR 1.702(a)(1). As further reflected by the Determination of Patent Term Adjustment, the adjustment is properly reduced a total of 278 days for applicants' various delays.

However, as indicated by applicants, the Office failed to assess a reduction in connection with the RCE filed June 21, 2006. Therefore, the adjustment is further properly reduced 92 days in accordance with 37 CFR 1.704(b). The reduction commenced March 22, 2006, the day after the date that is three months after the date that the final Office action was mailed, and ended June 21, 2006, the date that the RCE was filed.

As indicated by applicants, the application is subject to further reduction of 23 days in connection with the supplemental reply (IDS) filed July 14, 2006. In accordance with 37 CFR 1.704(c)(8), the reduction commenced June 22, 2006, the day after the initial reply was filed, and ended July 14, 2006, the date that the IDS was filed.

Accordingly, at the time of allowance, the application is entitled to an adjustment of 286 days (adjustments totalling 679 days less reductions totalling 286 days).

As applicants are advising us of a potential error in providing too much patent term adjustment in this application, no fee is due in connection with this matter.

The patent term adjustment indicated in the patent will include any additional patent term accrued pursuant to §§ 1.702(a)(4) and 1.702(b).

This application is being forward to the Office of Data Management for issuance of the patent.

Telephone inquiries specific to this decision should be directed to the Alesia M. Brown at (571) 272-3205.

Kerry A. Fries
Kerry Fries
Senior Patent Attorney
Office of Patent Legal Administration
Office of Deputy Commissioner
for Patent Examination Policy

Enclosure: Copy of Adjustment PAIR Calculation

Day : Thursday
 Date: 12/18/2008

Time: 12:11:11

PALM INTRANET**PTA Calculations for Application: 10/006265**

Application Filing Date:	12/03/2001	PTO Delay (PTO):	679
Issue Date of Patent:		Three Years:	0
Pre-Issue Petitions:	0	Applicant Delay (APPL):	278
Post-Issue Petitions:	0	Total PTA (days):	286
PTO Delay Adjustment:	-115		

File Contents History

Number	Date	Contents Description	PTO	APPL	START
118	12/18/2008	ADJUSTMENT OF PTA CALCULATION BY PTO		115	
98	04/11/2008	MAIL NOTICE OF ALLOWANCE			
97	04/10/2008	ISSUE REVISION COMPLETED			
96	04/10/2008	DOCUMENT VERIFICATION			
95	04/10/2008	NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED			
94	04/10/2008	CASE DOCKETED TO EXAMINER IN GAU			
93	04/08/2008	NOTICE OF ALLOWABILITY			
92	01/30/2008	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
91	12/18/2007	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
90	01/30/2008	INFORMATION DISCLOSURE STATEMENT (IDS) FILED	0	88	
89	02/07/2008	DATE FORWARDED TO EXAMINER			
88	01/30/2008	RESPONSE AFTER NON-FINAL ACTION			
83	01/30/2008	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
82	12/18/2007	REFERENCE CAPTURE ON IDS			
81	12/18/2007	ELECTRONIC INFORMATION DISCLOSURE STATEMENT			
80	12/18/2007	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
78	10/30/2007	MAIL NON-FINAL REJECTION			
77	10/29/2007	NON-FINAL REJECTION			
76	09/28/2007	DATE FORWARDED TO EXAMINER			
75	09/24/2007	AMENDMENT SUBMITTED/ENTERED WITH FILING OF CPA/RCE			

74	09/28/2007	DATE FORWARDED TO EXAMINER			
73	09/24/2007	REQUEST FOR CONTINUED EXAMINATION (RCE)		94	65
72	09/28/2007	DISPOSAL FOR A RCE/CPA/129 (EXPRESS ABANDONMENT IF CPA)			
71	09/24/2007	REQUEST FOR EXTENSION OF TIME - GRANTED			
70	09/24/2007	WORKFLOW - REQUEST FOR RCE - BEGIN			
69	07/30/2007	MAIL ADVISORY ACTION (PTOL - 303)			
68	07/26/2007	ADVISORY ACTION (PTOL-303)			
67	06/25/2007	DATE FORWARDED TO EXAMINER			
66	06/22/2007	AMENDMENT AFTER FINAL REJECTION			
65	03/22/2007	MAIL FINAL REJECTION (PTOL - 326)			
64	03/19/2007	FINAL REJECTION			
63	08/23/2006	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
62	01/05/2007	AFFIDAVIT(S) (RULE 131 OR 132) OR EXHIBIT(S) RECEIVED			
61	01/05/2007	AFFIDAVIT(S) (RULE 131 OR 132) OR EXHIBIT(S) RECEIVED			
60	01/17/2007	DATE FORWARDED TO EXAMINER			
59	01/05/2007	RESPONSE AFTER NON-FINAL ACTION		71	55
58	01/05/2007	REQUEST FOR EXTENSION OF TIME - GRANTED			
57	09/14/2006	MISCELLANEOUS INCOMING LETTER			
56.7	08/23/2006	ELECTRONIC INFORMATION DISCLOSURE STATEMENT			
56	08/23/2006	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
55	07/26/2006	MAIL NON-FINAL REJECTION			
54	07/24/2006	NON-FINAL REJECTION			
53	07/14/2006	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
52	06/21/2006	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
51	05/09/2006	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
50.7	07/14/2006	ELECTRONIC INFORMATION DISCLOSURE STATEMENT			
50	07/14/2006	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			

49	07/03/2006	CASE DOCKETED TO EXAMINER IN GAU			
48.7	06/21/2006	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
48	06/21/2006	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
47	06/22/2006	DATE FORWARDED TO EXAMINER			
46	06/21/2006	AMENDMENT SUBMITTED/ENTERED WITH FILING OF CPA/RCE			
45	06/22/2006	DATE FORWARDED TO EXAMINER			
44	06/21/2006	REQUEST FOR CONTINUED EXAMINATION (RCE)			
43	06/22/2006	DISPOSAL FOR A RCE/CPA/129 (EXPRESS ABANDONMENT IF CPA)			
42	06/21/2006	REQUEST FOR EXTENSION OF TIME - GRANTED			
41.7	05/09/2006	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
41	05/09/2006	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
40	12/28/2005	MISCELLANEOUS INCOMING LETTER			
39	12/21/2005	MAIL FINAL REJECTION (PTOL - 326)			
38	12/12/2005	FINAL REJECTION			
37	09/14/2005	INFORMATION DISCLOSURE STATEMENT CONSIDERED			
36.7	09/14/2005	INFORMATION DISCLOSURE STATEMENT (IDS) FILED	0	34	
36	09/14/2005	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
35	09/28/2005	DATE FORWARDED TO EXAMINER			
34	09/14/2005	RESPONSE AFTER NON-FINAL ACTION	92	26	
33	09/14/2005	REQUEST FOR EXTENSION OF TIME - GRANTED			
32	09/06/2005	MAIL MISCELLANEOUS COMMUNICATION TO APPLICANT			
31	09/01/2005	MISCELLANEOUS COMMUNICATION TO APPLICANT - NO ACTION COUNT			
30	06/28/2005	CASE DOCKETED TO EXAMINER IN GAU			
29.7	05/23/2005	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
29	05/23/2005	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			

28	01/31/2005	REFERENCE CAPTURE ON IDS			
27.7	01/31/2005	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		21	23
27	01/31/2005	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
26	03/14/2005	MAIL NON-FINAL REJECTION			
25	03/07/2005	NON-FINAL REJECTION			
24	01/28/2005	DATE FORWARDED TO EXAMINER			
23	01/10/2005	RESPONSE TO ELECTION / RESTRICTION FILED			
22	01/10/2005	WORKFLOW INCOMING AMENDMENT IFW			
21	01/10/2005	WORKFLOW INCOMING AMENDMENT IFW			
20	12/13/2004	MAIL RESTRICTION REQUIREMENT	679		-1
19	12/10/2004	REQUIREMENT FOR RESTRICTION / ELECTION			
18	11/16/2004	IFW TSS PROCESSING BY TECH CENTER COMPLETE			
17	01/06/2003	PRELIMINARY AMENDMENT			
16.7	09/30/2002	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
16	09/30/2002	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
15.7	05/02/2002	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
15	05/02/2002	INFORMATION DISCLOSURE STATEMENT (IDS) FILED			
14	11/16/2004	CASE DOCKETED TO EXAMINER IN GAU			
13	01/06/2003	CRF DISK HAS BEEN RECEIVED BY PREEEXAM / GROUP / PCT			
12	02/13/2003	APPLICATION DISPATCHED FROM OIPE			
11	02/12/2003	APPLICATION IS NOW COMPLETE			
9	12/30/2002	ADDITIONAL APPLICATION FILING FEES			
8	12/30/2002	A SET OF SYMBOLS AND PROCEDURES, PROVIDED TO THE PTO ON A SET OF COMPUTER LISTINGS, THAT DESCRIBE IN			
7	12/30/2002	CRF DISK HAS BEEN RECEIVED BY PREEEXAM / GROUP / PCT			
6	02/03/2003	CRF IS GOOD TECHNICALLY / ENTERED INTO DATABASE			
5	10/31/2002	SEQUENCE ERRORS			
4	12/19/2001	IFW SCAN & PACR AUTO SECURITY REVIEW			
3	12/03/2001	CRF DISK HAS BEEN RECEIVED BY PREEEXAM / GROUP / PCT			

2	12/03/2001	INITIAL EXAM TEAM NN				
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EXPLANATION OF PTA CALCULATION

EXPLANATION OF PTE CALCULATION

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